

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
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Elite Performance Fund

Plaintiff,

08 Civ. 2041 (PKC)

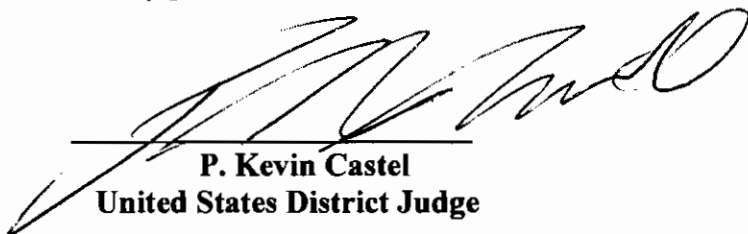
-against-

ORDER OF DISMISSAL

Viteos Fund Services
Defendant
_____x

The Court having been advised that all claims asserted herein have been settled, it is

ORDERED, that the above-entitled action be and is hereby dismissed and discontinued without costs, and without prejudice to the right to reopen the action within thirty (30) days if the settlement is not consummated. Any pending motions are moot.



P. Kevin Castel
United States District Judge

Dated: New York, New York
April 29, 2008